

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

PETER H. TAKEDA,)	CIVIL 04-00281JMS-LEK
)	
Petitioner,)	
)	
VS.)	FILED IN THE
)	UNITED STATES DISTRICT COURT
)	DISTRICT OF HAWAII
)	
WARDEN RICHARD PARKER,)	OCTOBER 6, 2005
and ATTORNEY GENERAL,)	At 4 o'clock and 00 min p.m.
STATE OF HAWAII,)	SUE BEITIA, CLERK
)	
Respondents.)	
_____)	

NOTICE OF APPEAL

Pursuant to Judge J. Michael Seabright's October 6, 2005 Order, Petitioner's filing-- a copy of which is attached to this cover sheet-- is construed as a Notice of Appeal

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

PETER H. TAKEDA.

Petitioner Pro Se

WARDEN RICHARD PARKER, and
ATTORNEY GENERAL STATE OF
HAWAII.

Respondents.

) CIV.NO.04-00281 JMS -len
)
) EX PARTE
) Letter requesting enlargement
) of time in order to seek a COA
) from the District Judge.

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

OCT 04 2005

at 11 o'clock and 20 min. AM
SUE BEITIA, CLERK

Your Honor, I am in receipt of the ORDER ADOPTING THE FINDINGS AND RECOMMENDATIONS OF THE MAGISTRATE JUDGE in the matter of my Habeas Corpus 2254 Petition. Because I believe my issues hold merit, and because I believe the violations (which are still not recognized by the Court) are of such a greivous nature, that I will seek a Certificate of Appealability from you. Because the burden falls on me to be specific and show you why I must "appeal", I am at this time requesting an enlargement of time normally allowed by rule in order to present my petition for a COA (Certificate of Appealability).

The reasons for my request are as follows: Since Hurricane Katerina and Rita have struck our area, our daily schedules and Law Library services have been altered. We have also suffered power outtages and disruptions in the normal daily schedules of the prison, thus making it difficult for me to do the research I will need to in order to present a reasoned application to you.

THEREFORE, I seek a 60 Sixty Day exlargement of the time for this purpose.

At TUTWILER, MISSISSIPPI THIS 25th DAY OF SEPTEMBER 2005.

Respectfully Submitted,

ATTEST: A True Copy

SUE BEITIA

Clerk, United States District
Court, District of Hawaii

By Amador
Deputy

PETER H. TAKEDA
Petitioner Pro Se